

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NORTH DAKOTA**

In re:	§	Chapter 7
	§	Case No. 24-30167
Pro-Mark Services, Inc.,	§	
Debtor.	§	
	§	
	§	
	§	
ERIK A. AHLGREN, as Chapter 7	§	
trustee of Bankruptcy Estate of Pro-	§	
Mark Services, Inc., and as	§	
Administrator of the Pro-Mark Services,	§	
Inc. Employee Stock Ownership Plan	§	
	§	
Plaintiff,	§	
	§	
	§	Adv. No. 24-07014
v.	§	
	§	
CONNIE BERG, KYLE BERG, CONNIE	§	
BERG REVOCABLE LIVING TRUST,	§	
KYLE R. BERG REVOCABLE LIVING	§	
TRUST, CHAD DUBOIS, MANDY	§	
GRANT, and MIGUEL PAREDES,	§	
Defendants.	§	

**STIPULATED MOTION TO EXTEND PAGE LIMITS FOR BRIEF IN
SUPPORT OF MOTION TO DISMISS THE AMENDED COMPLAINT**

Pursuant to Local Rule 7007-1(D) and (G), Plaintiff and Defendants Connie Berg, Kyle Berg, Connie Berg Revocable Living Trust, and Kyle R. Berg Revocable Living Trust (collectively, the “Berg Defendants”) move the Court, by stipulation, for an order extending the page limit for the Berg Defendant’s to-be-filed brief in support of their to-be-filed Motion to Dismiss Plaintiff’s Amended Complaint from

forty (40) pages to sixty (60) pages total, and in support thereof respectfully states as follows:

1. On August 26, 2024, Plaintiff filed this adversary proceeding against defendants, including the Berg Defendants.

2. On September 25, 2024, Plaintiff filed an Amended Complaint. The Amended Complaint is 101 pages, exclusive of exhibits, contains 493 paragraphs, and asserts 24 counts against the Berg Defendants.

3. The Berg Defendants intend to file a Motion to Dismiss the Amended Complaint on or before November 22, 2024.

4. Pursuant to Local Rule 7007-1(A), a dispositive motion filed in an adversary proceeding is limited to forty (40) pages total and twenty-five (25) pages of argument. The Berg Defendants have requested that Plaintiff stipulate to an extension of this page limit to no more than sixty (60) pages total. The Berg Defendants seek this extension so that the Berg Defendants may fully address the factual and legal issues presented in Plaintiff's Amended Complaint. Given the length of the Amended Complaint, and the number of counts alleged against the Berg Defendants, the Berg Defendants believe that good cause exists for this requested extension.

5. Plaintiff has no objection to the requested extension and, therefore, has agreed to join this stipulated motion.

REQUESTED RELIEF

Based on the foregoing, the Berg Defendants and Plaintiff, by stipulation, move the Court for an order granting leave for the Berg Defendants to file a brief in support of their Motion to Dismiss of no more than sixty (60) pages total.

Dated: November 18, 2024

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Dated: November 18, 2024

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CERTIFICATE OF SERVICE

The undersigned certifies that on the 18th day of November 2024, the above document was served on all counsel of record via CM/ECF.

/s/ Aimee M. Furness
Aimee M. Furness

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**ORDER GRANTING STIPULATED MOTION TO EXTEND PAGE LIMITS
FOR BRIEF IN SUPPORT OF MOTION TO DISMISS THE
AMENDED COMPLAINT**

Upon review of the Trustee and Berg Defendants' Stipulated Motion to Extend Page Limits for Brief in Support of Motion to Dismiss the Amended Complaint, the Court finds cause for granting the Motion. Therefore, it is hereby ORDERED that the Berg Defendants page limit for their Motion to Dismiss is hereby extended to 60 pages.

**ORDER GRANTING STIPULATED MOTION TO EXTEND PAGE LIMITS
FOR BRIEF IN SUPPORT OF MOTION TO DISMISS THE AMENDED COMPLAINT**

Dated _____, 2024

Shon Hastings, Judge
United States Bankruptcy Court